

07/02/03

UTILITY PATENT APPLICATION
TRANSMITTAL

New nonprovisional applications under 37 CFR 1.53(b)

Attorney Docket No.

P33094

First Named Inventor

Chorin et al.

"EXPRESS MAIL CERTIFICATE"

EXPRESS MAIL MAILING LABEL NUMBER **EV332944804US**DATE OF DEPOSIT: **2 July 2003**

I hereby certify that this paper or fee and the papers indicated as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date and with the Mailing Label Number indicated above and addressed to: COMMISSIONER FOR PATENTS, MAIL STOP: PATENT APPLICATION, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

NAME OF PERSON MAILING PAPER OR FEE

(TYPE OR PRINT) **STEVEN OLSZEWSKI**

SIGNATURE

*Steven Olszewski*17497 U.S. PTO
10/6/2003
07/02/03

APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i>		7. <input checked="" type="checkbox"/> The Title of the Invention: NOVEL COMPOSITIONS
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to Deposit Account No. <u>19-2570</u> <input checked="" type="checkbox"/> General Authorization to charge any and all fees under 37 CFR 1.16 or 1.17, including petitions for extensions of time, relating to this application. (37 CFR 1.136(a)(3)) <i>(Submit an original, and a duplicate for fee processing)</i>	8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies d. <input type="checkbox"/> Use the identical computer-readable form filed in Application No. _____, filed _____ as the computer-readable form for the instant application. (37 CFR 1.821(e))	
2. <input checked="" type="checkbox"/> The total fee is calculated as shown below: Basic Filing fee \$750.00 Total Claims 37 - 20 = 17 x \$18 \$306.00 Independent Claims 4 - 3 = 1 x \$84 \$ 84.00 <input type="checkbox"/> Multiple Dependent Claim present. \$280 TOTAL FILING FEE <u>\$1,140.00</u> <input type="checkbox"/> Cancel in this application original claims ___ to ___ of the prior application before calculating the filing fee. <input checked="" type="checkbox"/> Charge \$1,140.00 to the above indicated Deposit Account.	9. <input type="checkbox"/> ACCOMPANYING APPLICATION PARTS a. <input type="checkbox"/> Information Disclosure Statement (IDS) b. <input type="checkbox"/> PTO-1449 c. <input type="checkbox"/> Copies of all IDS Citations 10. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 11. <input type="checkbox"/> Prior Application is Assigned to: <i>(for continuation/divisional with Box 17a completed)</i>	
3a. <input checked="" type="checkbox"/> Specification excluding Drawings [Total Pages] <u>36</u> 3b. <input checked="" type="checkbox"/> Abstract on a separate sheet [Total Pages] <u>1</u> 4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets] <u>2</u>	12. <input type="checkbox"/> Preliminary Amendment [Total Pages] 13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 14. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i> 15. <input type="checkbox"/> Transfer all references cited by Applicants or by the Examiner from the parent Application Serial No. _____ filed _____ A PTO-1449 listing the references is enclosed. 16. <input checked="" type="checkbox"/> Other: <u>NON-PUBLICATION REQUEST</u>	
5. <input checked="" type="checkbox"/> Declaration and Power of Attorney [Total Pages] <u>3</u> a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17a completed)</i> c. <input checked="" type="checkbox"/> Unsigned Declaration [Note Box 6 below] i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).		
6. <input type="checkbox"/> Incorporation By Reference (useable if Box 5b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.		

17. <input checked="" type="checkbox"/> Priority Information, check appropriate box and supply the requisite information
a. The accompanying application is a <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No: <u>0</u> filed <u>0</u> .
b. <input checked="" type="checkbox"/> Benefit is claimed under Title 35, United States Code, Section 119(e) of the following Provisional Applications: Application No 0216993.6 filed 22 July 2002 and 0218423.2 filed 8 August 2002.
c. <input type="checkbox"/> Please amend the specification by inserting before the first line the sentence: (37 CFR 1.78) This is a continuation/divisional of application Serial No. _____ filed _____.

Correspondence Address:	GLAXOSMITHKLINE Corporate Intellectual Property - UW2220 P.O. Box 1539 King of Prussia, PA 19406-0939	Signature Name	Respectfully Submitted, <i>Stephen Venetianer</i> Stephen Venetianer
Telephone	(610) 270-5017 Fax (610) 270-5090	Registration No.	25,659



Date of Deposit: 2 July 2003

Attorney Docket No.: P33094

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chorin et al.

For: NOVEL COMPOSITIONS

Commissioner for Patents,
Mail Stop: Patent Application
P.O. Box 1450,
Alexandria, VA 22313-1450

NON-PUBLICATION REQUEST UNDER 35 U.S.C.
122(b)(2)(B)(i)

Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of the application (35 U.S.C. 122(b)(2)(B)(iii))**

Respectfully submitted,



Stephen Venetianer
Attorney for Applicants
Registration No. 25,659

GLAXOSMITHKLINE
Corporate Intellectual Property - UW2220
P.O. Box 1539
King of Prussia, PA 19406-0939
Phone (610) 270-5017
Fax (610) 270-5090
nonpubrequest.doc